



Mike DeWine, Governor  
Jon Husted, Lt. Governor  
Laurie A. Stevenson, Director

August 23, 2019

**Certified Mail: 7018 1130 0000 4826 1758**

Ms. Evan Pearson  
Ascent Resources Utica, LLC  
P.O. Box 13678  
Oklahoma City, OK 73113

**Re: Ascent Resources Utica , LLC  
Mohorovich  
Notice of Violation (NOV)  
Air Permit  
Guernsey County  
0630005082**

**Division of Air Pollution Control**

**Subject: Notice of Violation**

Dear Ms. Pearson:

On April 17, 2019, Great Plains Analytical Services, Inc. performed emissions testing at Ascent Resources Utica, Mohorovich on Source (P002) on the 276 horsepower (hp) engine and the 76 hp engines. The emissions tests were performed to demonstrate compliance with the allowable gram per horsepower hour (g/hp-hr) emission rate for nitrogen oxides (NOx), carbon monoxide (CO), and volatile organic compounds (VOC) limitations outlined in the terms and conditions of PTIO P0125013. On May 16, 2019, Ascent Resources-Utica submitted the emissions test report to Ohio EPA which identified the following emissions rated in compliance with PTIO P0125013:

EU P002 unit 2066	CO	VOC
Tested Emissions Rate	1.66 g/hp-hr	0.093 g/hp-hr
Allowable Emission Rate	2.0 g/hp-hr	0.7 g/hp-hr
Source Operating Rate	135 hp	
Serial number	4FD03835	

EU P002 unit 11763	NOx	CO
Tested Emissions Rate	1.09 g/hp-hr	1.091 g/hp-hr
Allowable Emission Rate	4.8 g/hp-hr	2.8 g/hp-hr
Source Operating Rate	86 hp	
Serial number	LS9-M7112300	

EU P002 unit 11759	NOx	CO
Tested Emissions Rate	1.29 g/hp-hr	0.444 g/hp-hr
Allowable Emission Rate	4.8 g/hp-hr	2.8 g/hp-hr
Source Operating Rate	86 hp	
Serial number	LS9M7112200	

## **Findings**

Based on a review of the April 17, 2019, emissions test results, Ohio EPA has determined that emissions unit P002 (2066) is not in compliance with the permitted allowable NOx emissions limitation.

- 1. Ohio Revised Code (ORC) 3704.05(C):** *"No person who is the holder of a permit issued under division (F) or (G) of section 3704.03 of the Revised Code shall violate any of its terms or conditions."*

The terms and conditions of PTIO P0125013 establish a NOx emissions limitation of 1.0 g/hp-hr.

- (a) The emissions test report submitted on May 16, 2019, identified the measured NOx emissions rates as follows:

EU P002 Unit 2066	NOx
Tested Emissions Rate	1.897 g/hp-hr
Allowable Emission Rate	1.0 g/hp-hr
Source Operating Rate	135 hp

An exceedance of the NOx emissions limitation, as identified above, is considered a violation of the terms and conditions of PTIO P0125013 and Ohio Revised Code (ORC) 3704.05(C).

- (b) *Requested action:*

Within 30 days of receipt of this letter, Ascent Resources Utica shall submit a compliance plan to Ohio EPA which will address how the facility will address the emissions exceedances identified above.

## **Conclusion**

The Ohio EPA requests that Ascent Resources promptly undertake the necessary measures to return to compliance with Ohio's environmental laws and regulations. Within 30 days of receipt of this letter, please provide, to Ohio EPA, the documentation requested above. If you have already resolved the violations listed above, thank you.

Failure to comply with Chapter 3704. of the Ohio Revised Code and rules promulgated thereunder may result in an administrative or civil penalty. If circumstances delay resolution of violations, Ascent Resources Utica is requested to submit written correspondence describing the steps that will be taken by date certain to attain compliance.

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Please note that the submission of any requested information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek administrative or civil penalties as provided in Section 3704.06 of the Ohio Revised Code.

Please note that this does not preclude the Director from seeking administrative or civil penalties pursuant to Ohio Revised Code section ORC Section 3704.06.

Thank you for your time and cooperation and if you have any questions, please do not hesitate to contact Sandy Colegrove by phone at (740) 380-5201 or by e-mail at [sandy.colegrove@epa.ohio.gov](mailto:sandy.colegrove@epa.ohio.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Lisa Duvall". The signature is fluid and cursive, with the first name "Lisa" and last name "Duvall" clearly distinguishable.

Lisa Duvall  
Environmental Specialist  
Division of Air Pollution Control  
Ohio EPA Southeast District Office

LD/cs

ec: John Paulian/James Kavalec, DAPC/CO  
Devan Roof, Supervisor, DAPC/SEDO  
Brian Dickens, USEPA Region V